

DRUGS AND DEVICES ACTIONABLE BECAUSE OF FAILURE TO BEAR ADEQUATE DIRECTIONS OR WARNING STATEMENTS**DRUGS FOR HUMAN USE***

6587. *Bey Proto-X*, *Bey VA*, *Bey Natural VC*, *Ro-Qee-Jel capsules*, *Bey Vita RG Soya Lecithin*, *Bey Vita yeast tablets*. (F.D.C. No. 44678. S. Nos. 26-082/7 R.)

QUANTITY: 20 btl. of *Bey Proto-X*; 74 btl. of *Bey VA*; 44 btl. of *Bey Natural VC*; 8 btl. of *Ro-Qee-Jel capsules*; 90 btl. of *Bey Vita RG Soya Lecithin*; and 2 cases, each containing 48 90-tablet btl. of *Bey Vita yeast tablets*, at Los Angeles, Calif.

SHIPPED: 5-5-60, from Seattle, Wash., by Hamid Bey.

LABEL IN PART: "*Bey Proto-X* Amino Acids with Vitamin B-12 and Vitamin B-1 Water Soluble Protein A Dietary Food Supplement - Net Weight 4 Ounces * * * Distributed by Bey Vita Products Co. 2015 Beverly Boulevard - Los Angeles 57, California"; "30 Capsules *Bey VA* Each capsule contains: 25,000 U.S.P. Units Vitamin A Palmitate as processed from lemon grass oil, with diluents in gelatine capsule * * * Distributed by Bey Vita Products Co. * * * Los Angeles 57, Calif."; "*Bey Natural VC* Natural Concentrate Extract Rose Hips with Rutin Vitamin C 100 mg. Rutin 2 mg. Net Contents 50 Capsules * * * Distributed by Bey Vita Products Co."; "30 Capsules *Ro-Qee-Jel Capsules* A Food Supplement * * * Each capsule contains: Royal Queen Bee Jelly 40 mg. Vitamin B-1 (Thiamin) 5 mg. Vitamin B-12 5 micrograms * * * Royal Queen Bee Jelly Co. of Michigan 12751 Capital - Oak Park 37, Michigan"; "100% Pure Lecithin * * * *Bey Vita RG Soya Lecithin* Net Weight 8 oz. Each tablespoonful (7.5 grams) contains: Choline 250 Mg. Inositol 250 Mg. Phosphorus 225 Mg. Distributed by Bey Vita Products Co."; and "*Bey Vita Yeast Natural Complex Yeast Extra Potency - Special Strain Yeast Tablets* Natural Rich Source B-Complex, Each tablet contains special grown yeast that is 25 times more potent in B-1 than the official minimum requirements for yeast and 150 times more potent in B-2 than those requirements. Net Contents - 90 Tablets Distributed by Bey Vita Products Co. * * * Los Angeles 57, California."

RESULTS OF INVESTIGATION: The articles were offered orally for diseases and conditions, as set forth below, by and on behalf of Hamid Bey, the promoter of the articles, during a series of classes and lectures at a Seattle, Wash., hotel between 4-18-60 and 5-4-60.

LIBELED: 6-23-60, S. Dist. Calif.

CHARGE: 502(f) (1)—when shipped and while held for sale, the labeling of the articles failed to bear adequate directions for use for the purposes for which they were intended, namely, (*Bey Proto-X*) in the treatment of diabetes, stomach ulcers, and arthritis; (*Ro-Qee-Jel capsules*) in the treatment of cataracts, glaucoma, drunkenness, heart trouble, degenerated muscles, and arthritis; (*Bey Vita RG Soya Lecithin*) for inflammation of the lining of the veins, brittle veins, brittle capillaries, brittle blood vessels, impaired circulation, sluggish blood, anemia, abnormal heart and blood pressure, obesity, liver trouble, kidney trouble, and blood trouble; (*Bey VA*) bad eyesight, cataracts, glaucoma, liver ailments, poor blood, and arthritis; (*Bey Natural VC*) infected

*See also Nos. 6584, 6586.

blood, kidney infection, high blood pressure, capillary fragility, impaired circulation, stomach ulcers, varicose veins, anemia, excessive mucous in sinuses, ears, and membranes, and arthritis; and (*Bey Vita yeast tablets*) poor digestion, obesity, duodenal ulcers, intestinal ulcers, impaired nerves and impaired muscles.

The *Bey Proto-X*, *Ro-Qee-Jel capsules*, *Bey Vita RG Soya* and *Lecithin*, were alleged also to be misbranded under the provisions of the law applicable to foods as reported in notices of judgment on foods.

DISPOSITION: 3-27-61. Default—destruction.

6588. Amphetamine tablets and capsules. (F.D.C. No. 45049. S. Nos. 74-641/54 R.)

QUANTITY: Approximately 122,000 tablets and capsules of amphetamine in the possession of Emmett D. Nalley, Washington, Ga.

SHIPPED: On unknown dates, from outside the State of Georgia.

LIBELED: 2-23-61, S. Dist. Ga.

CHARGE: 502(f) (1)—while held for sale, the labeling of the articles failed to bear adequate directions for use and the articles were not exempt from such requirement since the articles were in the possession of a person who was not regularly engaged in the manufacture, transportation, storage, or distribution of prescription drugs, and since the articles were not to be dispensed upon prescription.

DISPOSITION: No claimant having appeared, the court, on 4-13-61, entered a decree of condemnation, and upon being advised that the articles may be used as evidence in a criminal proceeding before the court, ordered that the marshal retain the articles in his possession until otherwise directed.

6589. Cough syrup. (F.D.C. No. 44384. S. No. 36-521 R.)

QUANTITY: 2 50-gal. bbls. and 114 cases, each containing 36 3-oz. btl., at Nanticoke, Pa., in possession of Mrs. Chesterine M. Wolfe.

SHIPPED: 1-21-59 and 4-17-59, from Norwich, N.Y.

LABEL IN PART: (Bbl.) "Cough Syrup * * * Alcohol 6% Active Ingredients in each fluid ounce: Chloroform 2 minims White Pine Bark, extractive from 13 grs. White Cherry Bark 30 grs. Squill, extractive from .8 grs. Oil Pine Tar .128 grs. Ammonium Chloride 8.0 grs. Sodium Chloride 12.0 grs. Malt Syrup 6.0 grs. Menthol .08 grs." and (btl.) "Austins Cough Healer With Wild Cherry and Menthol * * * This Product contains—White Pine—Tar—Wild Cherry, Menthol and other drugs * * * T. J. Wolfe, Plymouth, Pa."

RESULTS OF INVESTIGATION: The article in the bottles was repacked from the above-described bulk stock by Thomas J. Wolfe (deceased), Plymouth, Pa.

LIBELED: 3-24-60, M. Dist. Pa.

CHARGE: 502(a)—while held for sale, the labeling of the article (bulk and repacked), namely, the repack bottle label, bore the name "Cough Healer" and contained statements which represented and suggested that the article was an adequate and effective treatment for healing coughs of all types, including long standing and troublesome coughs, hoarseness, colds, bronchitis, bronchial asthma, whooping cough, and croup, which name and statements were false and misleading since the article was not effective for such conditions and purposes; 502(e) (2)—the label of the repacked article failed to